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MAILED

FEB 27 1979

MAILED:

GROUP 120

[Bond Art Unit 121
06/06/78 913,107
Leonardo Marsili, et al]Oblon, Fisher, Spivak,
McClelland & Maier
Crystal Square Five,
Suite 400
1755 S. Jefferson Davis Hwy.
Arlington, Va. 22202THIS IS A COMMUNICATION FROM THE EXAMINER
IN CHARGE OF YOUR APPLICATION.COMMISSIONER OF
PATENTS AND TRADEMARKS☐ This application has been examined.☒ Responsive to communication filed on 8 JAN. 1979.☒ This action is made final.A SHORTENED STATUTORY PERIOD FOR RESPONSE TO THIS ACTION IS SET TO EXPIRE THREE MONTH(S)
 DAYS FROM THE DATE OF THIS LETTER.FAILURE TO RESPOND WITHIN THE PERIOD FOR RESPONSE WILL CAUSE THE APPLICATION TO BECOME ABANDONED.
35 U.S.C. 133

PART I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

- | | |
|--|---|
| 1. <input type="checkbox"/> Notice of References Cited, Form PTO-892. | 2. <input type="checkbox"/> Notice of Informal Patent Drawing, PTO-948. |
| 3. <input type="checkbox"/> Notice of Informal Patent Application,
Form PTO-152 | 4. <input type="checkbox"/> |

PART II SUMMARY OF ACTION

1. ☒ Claims 2-11 are pending in the application.
Of the above, claims _____ are withdrawn from consideration.
2. ☐ Claims _____ have been cancelled.
3. ☐ Claims _____ are allowed.
4. ☒ Claims 2-11 are rejected.
5. ☐ Claims _____ are objected to.
6. ☐ Claims _____ are subject to restriction or election requirement.
7. ☐ The formal drawings filed on _____ are acceptable.
8. ☐ The drawing correction request filed on _____ has been ☐ approved.
☐ disapproved.
9. ☐ Acknowledgement is made of the claim for priority under 35 U.S.C. 119. The certified copy has
☐ been received. ☐ been filed in parent application;
☐ not been received. ☐ serial no. _____ filed on _____
10. ☐ Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11: 453 O.G. 213.
11. ☐ Other

Claims 2-11 are now in the case.

All of the claims are again rejected as unpatentable over the German Offenlegungsschrift. The disclosure and claims of this document encompass all of the claimed subject matter, at least in a generic sense. The use and method of preparation are the same as those disclosed herein. The statutory basis of the rejection is 35 USC 102(b) or, in the alternative, 35 USC 103. The terminal disclaimer submitted does not operate to remove the German Offenlegungsschrift as a reference even though it may operate to remove the Marsili et al patent. The Belgian Patnet, cited by applicants is an essential duplicate of the German Offenlegungsschrift.

All claims are rejected.

~~This~~ rejection is made FINAL.

A SHORTENED STATUTORY PERIOD FOR RESPONSE TO THIS ACTION IS SET TO EXPIRE THREE MONTHS FROM THE DATE OF THIS LETTER.

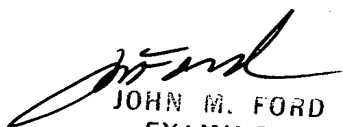
ROBERT T. BOND

RBond/vcm

A/C 703

557-2517

02/16/79


JOHN M. FORD
EXAMINER
GROUP ART UNIT 121